

FEDERAL ELECTION COMMISSION

RQ-3

WASHINGTON, D.C. 20463

October 23, 1997

Elizabeth Birch, Treasurer Human Rights Campaign Fund Political Action Committee 1101 14th Street NW, Suite 200 Washington, DC 20005

Identification Number: C00235853

Reference: Amended February Monthly (1/1/97-1/31/97 dated 3/21/97), March Monthly

(2/1/97-2/28/97), April Monthly (3/1/97-3/31/97), June Monthly (5/1/97-

5/31/97) Reports

Dear Ms. Birch:

This letter is to inform you that as of October 22, 1997, the Commission has not received your response to our requests for additional information dated October 1, 1997. These notices request information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to these requests (copies enclosed).

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions regarding this matter, please contact J.P. Andre on our toll-free number (800) 424-9530 or our local number (202) 219-3580.

Sincerely, John D. Ah.

John D. Gibson

Assistant Staff Director Reports Analysis Division

Enclosures



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-2

OCT | 1997

Elizabeth Birch, Treasurer Human Rights Campaign Fund Political Action Committee 1101 14th Street NW, Suite 200 Washington, DC 20005

Identification Number:

C00235853

Reference:

Amended February Monthly (1/1/97-1/31/97 dated 3/21/97), March

Monthly (2/1/97-2/28/97) and April Monthly (3/1/97-3/31/97) Reports

Dear Ms. Birch:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule E, supporting Line 24 for Independent Expenditures discloses \$14,232.32 in disbursements (pertinent portion(s) attached). An independent expenditure is defined as a communication which expressly advocates the election or defeat of a clearly identified candidate. However, the purposes of expenditure disclosed on Schedule E do not appear to meet the definition of an independent expenditure. The expenditures may be inkind contributions, which are defined as goods, services, or property offered free or at less than the usual and normal charge. The term also includes payments made on behalf of, but not directly to, candidates and political committees. If these expenditures are in-kind contributions, they appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) precludes a multicandidate committee from making a contribution to a candidate for federal office in excess of \$5,000 per election.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have made an excessive contribution, you should notify the recipient and request a refund of the amount in excess of \$5,000 and/or notify the recipient in writing of your redesignation of the contribution. In the best

interest of your committee, all refunds and redesignations should be made within sixty days of the treasurer's receipt of the contribution(s).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.2(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

Reports Analyst

Reports Analysis Division

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My commission expires February 28, 2000

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ITEMIZED INDEPENDENT EXPENDITURES

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POTUNDA D. MOBLEY
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My commission expires February 25, 2000